

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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The New York City District Council
of Carpenters Pension Fund, et al.,

Plaintiffs,

Against

07 CIV 6450
(Judge Rakoff)

River Avenue Contracting Corp.,

Defendant.

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**DECLARATION OF RICHARD B. ZISKIN IN SUPPORT OF DEFENDANT'S
MOTION TO DISMISS THE COMPLAINT AND
VACATE THE ARBITRATION AWARD**

RICHARD B. ZISKIN, under penalty of perjury declares the following to be true and correct.

1. I am an attorney with The Ziskin Law Firm, LLP, counsel to Defendant River Avenue Contracting Corp., in the above-entitled action. I am familiar with all the facts and circumstances in the above-referenced actions and submit this declaration in support of the Defendant's motion to dismiss the Complaint and vacate the arbitration award.
2. Annexed as Exhibit "A" is a true and correct copy of two (2) Opinions and Awards dated October 4, 2006 and April 16, 2007 between the Plaintiffs and Defendant.

Dated: Commack, New York
October 1, 2007

Respectfully submitted,


RICHARD B. ZISKIN (RBZ-7378)
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